

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
JUNE 30, 2017**

(Published July 8, 2017, in *Finance and Commerce*)

CALL TO ORDER

Council President Johnson called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey, Blong Yang, Lisa Goodman, Elizabeth Glidden, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

Absent - Council Member Abdi Warsame.

On motion by Frey, the agenda was amended to include under the Order of Resolutions a resolution supporting the X Games Minneapolis 2017.

On motion by Glidden, the agenda, as amended, was adopted.

On motion by Glidden, the minutes of the regular meeting of June 16, 2017, were accepted.

On motion by Glidden, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Betsy Hodges on June 30, 2017. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the Office of City Clerk.

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following report:

On behalf of the Committee of the Whole, Glidden offered Ordinance 2017-030 amending Title 2, Chapter 40 of the Minneapolis Code of Ordinances relating to Administration: Workplace Regulations, adding a new Article IV entitled "Municipal Minimum Wage."

June 30, 2017

On motion by Frey, Section 40.380 (d) of the ordinance was amended to read as follows:

~~(d) Employers that operate at more than two (2) locations in the city and~~ Any establishment operated pursuant to a franchise as defined in Minnesota Statutes 80C.01, where the franchisor and franchisees of such franchisor own or operate an aggregate of more than ten (10) in the state locations nationally shall be considered a large business, ~~otherwise the above language applies for each business storefront.~~

Frey moved to amend Section 40.380 of the ordinance to add a new subsection to read as follows:

Except as in (d), each full service restaurant location within the geographic boundaries of the city and with fewer than ten (10) locations nationally, shall be treated as a unique employer solely for the purposes of determining business size.

On roll call, the result was:

Ayes: Frey, Yang, Goodman, Cano, Quincy, A. Johnson, Palmisano, President Johnson (8)

Noes: Reich, Gordon, Glidden, Bender (4)

Absent: Warsame (1)

The motion was adopted.

On motion by Reich, the ordinance was amended to add the following definition to Section 40.330:

Micro business means all employers that employ twenty (20) or fewer employees, calculated pursuant to section 40.380.

On motion by B. Johnson, Section 40.380(e) of the ordinance was deleted:

~~(e) Non-hospital residential health care facilities, including, but not limited to nursing care facilities, home health care facilities, assisted living facilities, and residential disability facilities, that rely on Medicare or Medicaid reimbursement rates shall be considered small businesses.~~

On motion by B. Johnson, the City Coordinator's Office was directed to consult with employers, clients, and employees and their representatives in non-hospital residential health care enterprises qualifying as large businesses under the minimum wage ordinance, including but not limited to nursing care facilities, home health care facilities, assisted living facilities, and residential disability facilities to determine which non-hospital residential health care programs are, on average, able to more rapidly accommodate the minimum wage increases for large businesses within each program's Medicaid reimbursement rate structure or other funding sources and present the findings to Committee of the Whole on Aug. 2, 2017.

On motion by Bender, Section 40.380(f) of the ordinance was deleted:

~~(f) Ex-offender transition or employment programs shall be considered a small business.~~

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: Yang (1)

Absent: Warsame (1)

The ordinance, as amended, was adopted.

(Published 7/5/2017)

COUNCIL ACTION 2017A-0471

The Minneapolis City Council hereby:

1. Directs the City Clerk to include all public testimony and comments regarding the municipal minimum wage ordinance, including comments submitted following the conclusion of the public hearing on June 22, 2017, and through final action by the City Council, as part of the public record on this matter.
2. Directs staff from the City Coordinator's Office, the City Attorney's Office, and Community Planning and Economic Development to:
 1. Analyze how youth training policies can be accounted for within Title 2, Chapter 40 to balance these needs.
 2. Return to Committee of the Whole with recommendations for doing so by Sept. 2017.
3. Directs the City Coordinator's Office to prepare a Request for Proposals for an external Minneapolis minimum wage study to be issued in Aug. 2017 and Finance staff to prepare a plan for initial funding of the study to be presented to Committee of the Whole on July 19, 2017.
4. Directs Community Planning and Economic Development staff to prepare recommendations for creating an on-going matching grant program to help qualifying restaurants and small businesses pay the cost of sewer access charges and Americans with Disability Act facility improvements, and to report back to the Community Development & Regulatory Services Committee with recommendations no later than the end of July 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: Yang (1)

Absent: Warsame (1)

Adopted.

(Published 7/5/2017)

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2017-030

**By Glidden, Bender, Cano, Frey, Goodman,
Gordon, B. Johnson, Palmisano, Quincy, and Warsame**

Intro & 1st Reading: 5/26/2017

Ref to: COW

2nd Reading: 6/30/2017

**Amending Title 2, Chapter 40 of the Minneapolis Code of Ordinances relating to Administration:
Workplace Regulations.**

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Chapter 40 of the Minneapolis Code of Ordinances be amended by adding thereto a new Article IV, including new Sections 40.320-40.450, to read as follows:

ARTICLE IV. – MUNICIPAL MINIMUM WAGE

40.320. – Findings and Purpose.

(a) As a home rule charter city, Minneapolis has broad authority through its police powers to enact regulation to further the public health, safety, and general welfare.

(b) Increasing the minimum wage directly promotes the health, safety, and welfare of those who work within the city's borders.

(c) Enacting a minimum wage for workers in Minneapolis that exceeds the floor established in the state minimum wage law advances the stated purpose therein to “maintain workers’ health, efficiency, and general well-being” and to “sustain purchasing power.”

(d) Rising inflation and a changing economy have vastly eroded the value of the minimum wage at the federal and state level and have pushed more Minneapolis families to the brink of economic collapse. A full-time worker earning the state-mandated minimum wage of nine dollars and fifty cents (\$9.50) per hour for large employers would make an annual salary that is approximately five thousand dollars (\$5,000.00) below the poverty level for a family of four (4). A minimum wage of twelve dollars (\$12.00) per hour in Minneapolis today would be comparable to the federal minimum wage paid in the late 1960s. The cost of living in Minneapolis is among the highest in the state. The inaction by the federal and state governments on the minimum wage has contributed to the plight of tens of thousands of low wage workers in the city who struggle to meet their most basic needs.

(e) According to the 2011-2015 American Community Survey (U.S. Census Bureau), Minneapolis has by far the most residents in the state with incomes below the federal poverty level. There are over eighty-four thousand (84,000) people in Minneapolis with incomes below the federal poverty level, which is more than twenty thousand (20,000) higher than the next closest city in the state.

(f) A living wage is the minimum income necessary for workers to meet their basic needs. According to the Minnesota Department of Employment and Economic Development, the living wage in Hennepin County for a single person is fifteen dollars and twenty-five cents (\$15.25) per hour. The living wage for a typical size household in Hennepin County of two (2) adults and one (1) child is nineteen dollars and eighty cents (\$19.80) per hour.

(g) At present, forty-eight (48) percent of workers in Minneapolis, or approximately one hundred fifty thousand (150,000) people, earn less than a living wage. When coupled with the precipitous rise in housing costs as a percentage of income, life in the city has become increasingly unaffordable for many people.

(h) Without action to raise the wage floor, the problems caused by incomes that are inadequate to sustain working families will become more acute and the gap between low wages and the cost of a basic standard of living in Minneapolis will continue to widen.

(i) An increase in the minimum wage to fifteen dollars (\$15.00) per hour would benefit twenty-three (23) percent of workers in Minneapolis or approximately seventy-one thousand (71,000) people.

(j) Through its adopted goal of “One Minneapolis,” the city has recognized that income inequality, particularly between white and non-white workers, is one of the most pressing economic and social issues facing the city. Increasing the minimum wage is one of the primary ways the city can act to reduce economic and racial disparities.

(k) An increase in the minimum wage to fifteen dollars (\$15.00) per hour would impact many of the low wage workers in the city, particularly low wage workers of color who would disproportionately benefit. Fifty-four (54) percent of Latino workers and forty-one (41) percent of black workers in the city would benefit from an increase to fifteen dollars (\$15.00) per hour.

(l) Research and economic data show that poverty is concentrated among people of color, children, people with lower educational attainment, and female-headed households. Higher wages for these families would mean parents could work fewer jobs or hours. The benefits to children would accrue through more parenting time, including time for involvement in their children’s education and family recreation. Better economic conditions for Minneapolis families would mean longer and healthier lives, and ultimately more stable communities.

(m) Numerous studies document a strong relationship between income and health. Income is consistently shown to be one of the strongest predictors of health status. Poverty and low income have been linked with premature mortality and low life expectancy. A rise in household income stemming from an increase in the minimum wage would result in significant public health benefits for workers in the city.

(n) Numerous studies indicate minimum wages benefit employers and the economy as a whole by improving employee performance, reducing employee turnover, lowering absenteeism, and thereby improving productivity and the quality of the services furnished by employees.

(o) The public welfare, health, and prosperity of Minneapolis require wages sufficient to ensure a decent and healthy life for all Minneapolis workers and their families.

40.330. – Definitions.

The following words and phrases when used in this article shall have the meanings ascribed to them in this section:

Calendar year shall mean the twelve (12) month period that begins on January 1 and ends on December 31.

City means the City of Minneapolis.

Department means the Minneapolis Department of Civil Rights.

Director means the department of civil rights director.

Employee has the meaning given in Minnesota Statutes, Section 177.23. For purposes of this article, “employee” does not include the following:

(a) Employees classified as extended employment program workers as defined in Minnesota Rules part 3300.2005, subpart 18 and participating in the Minnesota Statutes, Section 268A.15 extended employment program.

(b) Independent contractors.

Employer means any individual, partnership, association, corporation, business trust, or any person or group of persons acting directly or indirectly in the interest of an employer in relation to an employee. For purposes of this article, "employer" does not include any of the following:

(a) The United States government.

(b) The State of Minnesota, including any office, department, agency, authority, institution, association, society or other body of the state, including the legislature and the judiciary.

(c) Any county or local government, except the city.

(d) Providers with certificates issued by the United States Department of Labor or the Minnesota Department of Labor and Industry for purposes of subminimum wage payments pursuant to Minnesota Statutes, Section 177.28 and Minnesota Rules part 5200.0030, but only to the extent of the workers specifically covered by the subminimum wage certificate.

Gratuities means monetary contributions received directly or indirectly by an employee from a guest, patron, or customer for services rendered and includes an obligatory charge assessed to customers, guests, or patrons which might reasonably be construed by the guest, customer, or patron as being a payment for personal services rendered by an employee and for which no clear and conspicuous notice is given by the employer to the customer, guest, or patron that the charge is not the property of the employee.

Large business means all employers that employ more than one hundred (100) employees, calculated pursuant to section 40.380.

Micro business means all employers that employ twenty (20) or fewer employees, calculated pursuant to section 40.380.

Small business means all employers that employ one hundred (100) or fewer employees, calculated pursuant to section 40.380.

Wage means compensation due to an employee by reason of employment, payable in legal tender of the United States or checks on banks convertible into cash on demand at full face value.

40.340. – Preemption.

Nothing in this article shall be interpreted or applied so as to create any power or duty in conflict with federal or state law.

40.350. – No assumption of liability.

In undertaking the adoption and enforcement of this article, the city is undertaking only to preserve and protect safety, health, and general welfare. The city is not assuming liability, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury. This article does not create a legally enforceable right against the city.

40.360. – Severability.

If any of the parts or provisions of this article or the application thereof to any person or circumstance is held invalid or unconstitutional by a decision of a court of competent jurisdiction, the remainder of this article, including the application of such part or provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby and shall continue in full force and effect. To this end, the provisions of this article are severable.

40.370. – Employment in Minneapolis.

(a) Subject to subsection 40.370(b), employees are covered by this article for all time worked within the geographic boundaries of the city.

(b) An employee who is typically based outside the city and performs work in the city on an occasional basis is covered by this article if the employee in a particular week performs at least two (2) hours of work for an employer within the geographic boundaries of the city.

(c) Time spent in the city solely for the purpose of travelling through the city from a point of origin outside the city to a destination outside the city, with no employment-related or commercial stops in the city, except for refueling or the employee's personal meals or errands, is not covered by this article.

40.380. – Determination of business size.

(a) An employer's business size for the current calendar year is based upon the average number of employees who worked for compensation per week during the previous calendar year.

(b) For a new business, the employer's business size for the current calendar year is based upon the average number of employees who worked for compensation per week during the first ninety (90) days after its first employee began work.

(c) In determining the number of employees, all persons performing work for compensation on a full-time, part-time, joint, or temporary basis shall be counted, whether or not the persons work in the city.

(d) Any establishment operated pursuant to a franchise as defined in Minnesota Statutes 80C.01, where the franchisor and franchisees of such franchisor own or operate an aggregate of more than ten (10) locations nationally shall be considered a large business.

(e) Except as in (d), each full service restaurant location within the geographic boundaries of the city and with fewer than ten (10) locations nationally, shall be treated as a unique employer solely for the purposes of determining business size.

40.390. – Minimum wage.

(a) An employer shall pay an employee a wage of no less than the hourly rates set under the authority of this article.

(b) Large business shall pay a wage of no less than the hourly rates set forth herein:

(1) On January 1, 2018, the hourly wage shall be ten dollars (\$10.00).

(2) On July 1, 2018, the hourly wage shall be eleven dollars and twenty-five cents (\$11.25).

(3) On July 1, 2019, the hourly wage shall be twelve dollars and twenty-five cents (\$12.25).

(4) On July 1, 2020, the hourly wage shall be thirteen dollars and twenty-five cents (\$13.25).

(5) On July 1, 2021, the hourly wage shall be fourteen dollars and twenty-five cents (\$14.25).

(6) On July 1, 2022, the hourly wage shall be fifteen dollars (\$15.00).

(c) Small business shall pay a wage of no less than the hourly rates set forth herein:

(1) On July 1, 2018, the hourly wage shall be ten dollars and twenty-five cents (\$10.25).

(2) On July 1, 2019, the hourly wage shall be eleven dollars (\$11.00).

(3) On July 1, 2020, the hourly wage shall be eleven dollars and seventy-five cents (\$11.75).

(4) On July 1, 2021, the hourly wage shall be twelve dollars and fifty cents (\$12.50).

(5) On July 1, 2022, the hourly wage shall be thirteen dollars and fifty cents (\$13.50).

(6) On July 1, 2023, the hourly wage shall be fourteen dollars and fifty cents (\$14.50).

(7) On July 1, 2024, the hourly wage shall be fifteen dollars (\$15.00) plus the inflationary figure as referenced in section 40.390(e).

(d) Notwithstanding subsections (b) and (c), during the first ninety (90) days of employment in any calendar year, an employer shall pay an employee under the age of twenty (20) years who is employed in a city-approved training or apprenticeship program not less than eighty-five (85) percent of the minimum wage rate required by this section and rounded up to the nearest nickel. Criteria for approved youth training programs shall be developed by the department of community planning and economic development and approved by the city's Workforce Investment Board with input from current service providers. After the first ninety (90) days of employment in any calendar year, an employee under the age of twenty (20) years shall be paid the applicable minimum wage rate pursuant to this section. No employer may take action to displace an employee, including a partial displacement through a reduction in hours, wages, or employment benefits, in order to hire an employee at the wage authorized in this subsection.

(e) No later than September 1 of each year, beginning in 2022 for large businesses, the director shall determine the increase in the minimum wage rates in subsections (b), (c), and (d) based on the percentage increase calculated by the Commissioner of Industry and Labor in Minnesota Statutes 177.24, Subdivision 1(f) divided by two (2) in 2022 and based on the full percentage increase in each subsequent year rounded to the nearest cent. A minimum wage rate shall not be reduced under this subsection. The director shall announce the adjusted minimum wage rates on September 1 of each year and the new minimum wage rates for large businesses determined under this subsection take effect on January 1 of each subsequent year, beginning in 2023. Beginning July 1, 2024, the adjusted minimum wage rate for large businesses shall apply to all businesses.

40.400. – Gratuities not applied.

No employer may directly or indirectly credit, apply, or utilize gratuities towards payment of the minimum wage set by this article.

40.410. – Enforcement.

(a) *In general.* The implementation, administration, and enforcement of this article shall be made pursuant to chapter 40, article II, which is incorporated herein by reference, except for subsection 40.120(d). The director shall publish, maintain, and make available to the public any rules adopted hereunder at least ninety (90) days prior to the first scheduled increase in the minimum wage rate. Any revisions to the published rules shall be published, maintained, and made available to the public at least thirty (30) days prior to their effective date.

(b) *Relief and administrative fines.* If an employer is found to have violated this article, the director shall order the employer to cease and desist from engaging in the violative practice and may order any appropriate relief, including, but not limited to:

(1) Reinstatement, back pay, and compensatory damages, less any amount actually paid to the employee by the employer, and for an additional equal amount as liquidated damages.

(2) Payment of a civil penalty of up to one thousand dollars (\$1,000.00) for each violation for each employee by an employer who is found to have repeatedly or willfully violated this article. In determining the amount of the civil penalty, the size of the employer and the gravity of the violation shall be considered.

(3) Reimbursement of the department for all appropriate costs expended in enforcing this article, unless the payment of costs would impose an extreme financial hardship on the employer, in which case the director may order the payment of a percentage of costs expended which will not cause extreme financial hardship on the employer.

(4) Payment to the department of a fine of up to one thousand dollars (\$1,000.00) for each failure to comply with section 40.430. In determining the amount of the fine, the size of the employer and the gravity of the violation shall be considered.

(5) Payment to the department of a fine of up to two hundred dollars (\$200.00) for each failure to comply with section 40.420. In determining the amount of the fine, the size of the employer and the gravity of the violation shall be considered.

(6) Payment to the department of a fine of not less than seven hundred dollars (\$700.00) nor more than three thousand dollars (\$3,000.00) for each violation of section 40.440.

(c) *Private cause of action.* An employee or employees may bring a civil action seeking redress for a violation or violations of this article directly to district court. An employer who pays an employee less than the wages to which the employee is entitled under this article is liable to the employee for the full amount of the wages, less any amount the employer is able to establish was actually paid to the employee and for an additional equal amount as liquidated damages. In addition, the employee may seek damages and other appropriate relief provided by this section and otherwise provided by law. In any action brought pursuant to this subsection, the court shall order an employer who is found to have committed a violation or violations of this article to pay to the employee or employees reasonable costs, disbursements, witness fees, and attorney fees. An agreement between the employee and employer to work for less than the applicable wage is not a defense to the action.

40.420. – Notice and posting.

(a) On an annual basis and by May 1st each year, the department shall publish and make available to employers, in all languages spoken by more than five (5) percent of the workforce in the city (as calculated by the department), notices suitable for posting by employers in the workplace informing employees of the current minimum wage rate and their rights under this article.

(b) Every employer shall post, in a conspicuous place at any workplace or job site where any employee works, the notices required by subsection (a). Every employer shall post this notice in English, and in any language spoken by at least five (5) percent of the employees at the workplace or job site, if published by the department.

40.430. – Employer records.

(a) An employer shall create and retain records documenting minimum wages paid to each employee. Such records shall be retained for a period of not less than three (3) years from the date such hours were worked.

(b) An employer must allow an employee to inspect records required by this article and relating to that employee at a reasonable time and place.

(c) The department shall have access to the records required by this article, with appropriate notice and at a mutually agreeable time, to monitor compliance with the requirements of this article, including but not limited to, inspections of books and records, interviewing employees and former employees, and investigating alleged violations of this article.

(d) If an employer fails to create and retain adequate records or does not allow the department reasonable access to the records and an issue arises as to an alleged violation of an employee's rights under this article, it shall be presumed that the employer has violated this article, absent clear and convincing evidence otherwise.

40.440. – Exercise of rights; retaliation prohibited.

It shall be unlawful for an employer or any other person to interfere with, restrain, or deny the exercise of, or the attempt to exercise, any right protected under this article, including, but not limited to, inquiring, disclosing, reporting, or testifying about any violation of this article. An employer shall not take adverse employment action or discriminate against an employee because the employee has exercised rights under this article.

40.450. – Annual report.

(a) Beginning in 2019, and each year thereafter, the director shall provide by March 31st, a written report to the appropriate committee of the city council regarding this article. The report shall include, but not be limited to, a discussion of the implementation and enforcement of this article, including the number and nature of violations, specific violations, industries and occupations with high rates of violations, and the penalties assessed in the prior year. The report may also include recommendations for possible improvements to this article.

(b) Beginning in 2019, and each year thereafter, the city coordinator, in collaboration with the department of community planning and economic development and the finance department, shall provide by March 31st a written report to the appropriate committee of the city council regarding the economic and market impacts of this article on the local economy. The report shall include economic data regarding jobs, earnings, and rates of business openings and closings.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: Yang (1)

Absent: Warsame (1)

Adopted, as amended.

(Published 7/5/2017)

The COMMUNITY DEVELOPMENT & REGULATORY SERVICES Committee submitted the following reports:

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-294 granting preliminary approval to the issuance of tax-exempt, multifamily housing, revenue obligations in an amount not to exceed \$9,000,000, under Minnesota Statutes, Chapter 462C, as amended, for the purpose of financing a housing program consisting of the acquisition, construction, and equipping of a multifamily rental housing development at 815 S 6th St, for the benefit of East Town Apartments Limited Partnership.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-294
By Goodman

Granting preliminary approval to the issuance of tax-exempt, multifamily housing, revenue obligations under Minnesota Statutes, Chapter 462C, as amended, for the purpose of financing a housing program consisting of the acquisition, construction, and equipping of a multifamily rental housing development for the benefit of East Town Apartments Limited Partnership, at 815 S 6th St.

Whereas, the City of Minneapolis (the “City”) is authorized, under the provisions of Minnesota Statutes, Chapter 462C, as amended (the “Act”), to develop and administer programs to finance one or more multifamily housing developments within its boundaries; and

Whereas, Section 462C.07 of the Act authorizes the City to issue and sell revenue bonds or obligations to finance programs for multifamily housing developments; and

Whereas, representatives of East Town Apartments Limited Partnership, a Minnesota limited partnership (the “Borrower”), have requested that the City adopt a multifamily housing development program (the “Program”) to provide for the issuance of one or more tax-exempt, multifamily-housing, revenue bonds or notes, in an aggregate principal amount not to exceed \$9,000,000 (the “Obligations”), for the purpose of loaning the proceeds thereof to the Borrower to finance in part the acquisition, construction, and equipping of an approximately 169-unit multifamily rental housing development to be located at 815 S 6th St in the City for occupancy by persons and families of low-and-moderate income (the “Project”) to be owned by the Borrower, the general partner of which is CHDC East Town Apartments GP LLC, a Minnesota limited liability company; and

Whereas, Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), and regulations promulgated thereunder, require that prior to the issuance of the Obligations, this Council must approve the Obligations after conducting a public hearing thereon preceded by publication of a notice of public hearing (in the form required by Section 147(f) of the Code and applicable regulations) in a newspaper of general circulation at least fourteen (14) days prior to the public hearing date; and

Whereas, Section 462C.04 of the Act requires that, as a condition to the issuance of the Obligations, a public hearing must be held on the Program after one publication of notice in a newspaper of general circulation in the City at least fifteen (15) days before the hearing; and

Whereas, in accordance with the requirements of the Act and the Code, a notice of public hearing in the form required by the Act and Section 147(f) of the Code was published in *Finance & Commerce*, the official newspaper of the City, on June 3, 2017, and in the *Star Tribune*, a newspaper of general circulation in the City, on June 3, 2017; and

Whereas, in accordance with the requirements of Section 462C.04 of the Act, the Program was submitted to the Metropolitan Council for its review and comment on or before the date of publication of the notice of public hearing; and

Whereas, the Community Development & Regulatory Services Committee of the Minneapolis City Council, on behalf of the City, held a public hearing on the Program and the proposed issuance of the Obligations in accordance with the requirements of the Act and the Code; and

Whereas, the Obligations shall not constitute a debt of the City within the meaning of any state constitutional provision or statutory limitation, the Obligations shall not constitute or give rise to a charge against the general credit or taxing powers of the City, the Obligations shall not constitute or give rise to a pecuniary liability of the City, and the Obligations shall be payable solely out of funds and properties expressly pledged as security therefor;

Now, Therefore Be It Resolved by The City Council of The City of Minneapolis:

That the Program is hereby approved and adopted by the City.

Be It Further Resolved that the issuance of the Obligations in accordance with the terms and conditions of the Act and the Program in an aggregate principal amount not to exceed \$9,000,000 is hereby preliminarily approved.

Be It Further Resolved that the foregoing preliminary approval of the issuance of the Obligations shall be subject to a final approval by the City of the Obligations and the documents providing for the purchase and sale of the Obligations and the loan of the proceeds of the Obligations to the Borrower. The approval of the Program and the Obligations in this resolution shall not constitute an irrevocable commitment on the part of the City to issue the Obligations.

Be It Further Resolved that the Borrower shall pay to the City any and all reasonable costs incurred by the City in connection with the Obligations or the financing of the Project, whether or not the financing of the Project is carried to completion, and whether or not the Obligations or operative instruments are executed and delivered. The Borrower shall also comply with the City's deposit and fee policies respecting the Obligations.

Be It Further Resolved that the adoption of this resolution does not constitute a guaranty or firm commitment that the City will issue the Obligations as requested by the Borrower. The City retains the right in its sole discretion to withdraw from participation and accordingly not to issue the Obligations, or issue the Obligations in an amount less than the amount referred to herein should the City at any time prior to issuance thereof determine not to issue the Obligations, or to issue the Obligations in an amount less than the amount referred to herein, or should the parties to the transaction be unable to reach agreement as to the terms and conditions of any of the documents required for the transaction.

Be It Further Resolved that the United States Department of the Treasury has promulgated final regulations governing the use of the proceeds of tax-exempt obligations, all or a portion of which are to be used to reimburse the City or a borrower from the City for project expenditures paid prior to the date of issuance of such obligations. Those regulations, including Treasury Regulations, Section 1.150-2 (the "Regulations"), require that the City adopt a statement of official intent to reimburse an original expenditure not later than sixty (60) days after payment of the original expenditure. The Regulations also generally require that the Obligations be issued and the reimbursement allocation made from the proceeds of the Obligations occur within eighteen (18) months after the later of: (i) the date the expenditure is paid; or (ii) the date the Project is placed in service or abandoned, but in no event more

than three (3) years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the Obligations.

Be It Further Resolved that the City reasonably expects to reimburse the Borrower for the expenditures made for costs of the Project from the proceeds of the Obligations in an aggregate principal amount not to exceed \$9,000,000 after the date of payment of all or a portion of the costs of the Project. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Obligations, or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations and also qualifying expenditures under the Act.

Be It Further Resolved that based on representations by the Borrower, no expenditures for the Project have been made by the Borrower more than sixty (60) days before the date of adoption of this resolution other than: (i) expenditures to be paid or reimbursed from sources other than the Obligations; (ii) expenditures permitted to be reimbursed under prior regulations pursuant to the transitional provision contained in Section 1.150-2(j)(2)(i)(B) of the Regulations; (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations; or (iv) expenditures in a “de minimus” amount (as defined in Section 1.150-2(f)(1) of the Regulations).

Be It Further Resolved that based on representations by the Borrower, as of the date hereof, there are no funds of the Borrower reserved, allocated on a long term-basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project to be financed from proceeds of the Obligations, other than pursuant to the issuance of the Obligations. This resolution, therefore, is determined to be consistent with the budgetary and financial circumstances of the Borrower as they exist or are reasonably foreseeable on the date hereof.

Be It Further Resolved that in anticipation of the issuance of the Obligations to finance all or a portion of the Project, and in order that completion of the Project will not be unduly delayed when approved, the Borrower is hereby authorized to make such expenditures and advances toward payment of that portion of the costs of the Project to be financed from the proceeds of the Obligations, as the Borrower considers necessary, including the use of interim, short-term financing, subject to reimbursement from the proceeds of the Obligations if and when delivered but otherwise without liability on the part of the City.

Be It Further Resolved that the staff of the City is hereby authorized, in cooperation with bond counsel, to take all steps necessary and desirable to proceed to develop the Program and to issue the Obligations.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0472

The Minneapolis City Council hereby revokes the Motor Vehicle Repair Garage License held by Hayford Auto Repair LLC, doing business as Hayford Auto, LLC, at 3403 Cedar Ave, due to outstanding taxes owed to the Minnesota Department of Revenue, as mandated by Minnesota Statute 270C.72 and/or 16D.08 subd. 2.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0473

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business, and Gambling licenses as set forth in File No. 17-00829, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

(Published 7/5/2017)

COUNCIL ACTION 2017A-0474

The Minneapolis City Council hereby approves the application of Walgreens Co, doing business as Walgreens, 2650 Hennepin Ave, for an Extended Hours License for the interior operation (new business).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0475

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and Lowry Grocery & Deli allowing the licensee to retain the Grocery and Tobacco Dealer Licenses for Lowry Grocery & Deli, Inc. at 628 Lowry Ave N, subject to adherence with the conditions contained therein.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-295 approving Laws of Minnesota 2017 First Special Legislative Session, Chapter 4, Article 5, Section 12, authorizing the issuance of an on-sale intoxicating liquor license for a food hall located at 501 30th Ave SE.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-295

By Goodman

Approving Laws of Minnesota 2017 First Special Legislative Session, Chapter 4, Article 5, Section 12.

Whereas the Minnesota State Legislature has passed a law authorizing the City of Minneapolis to issue an on-sale intoxicating liquor license to a food hall to be located at 501 30th Ave SE for the sale of intoxicating liquor for consumption on the premises, subject to the hours and days of sale restriction in Minnesota Statutes, section 340A.504, and any reasonable restrictions imposed by the licensing authority; and

Whereas, said legislation, by its terms requires an affirmative vote of a majority of the members of the City Council by the first day of the next regular session of the legislature before it may become effective;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the said law be now approved and the City Clerk be directed to prepare and file with the Secretary of State the required certification of approval.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

June 30, 2017

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-296 approving Laws of Minnesota 2017 First Special Legislative Session, Chapter 4, Article 5, Section 13, authorizing the issuance of an on-sale intoxicating liquor license for a restaurant located at 4312 Upton Ave S.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-296
By Goodman

Approving Laws of Minnesota 2017 First Special Legislative Session, Chapter 4, Article 5, Section 13.

Whereas the Minnesota State Legislature has passed a law authorizing the City of Minneapolis to issue an on-sale intoxicating liquor license to a restaurant located at 4312 Upton Ave S, for the sale of intoxicating liquor for consumption on the premises, subject to the hours and days of sale restriction in Minnesota Statutes, section 340A.504, and any reasonable restrictions imposed by the licensing authority; and

Whereas, said legislation, by its terms requires an affirmative vote of a majority of the members of the City Council by the first day of the next regular session of the legislature before it may become effective;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the said law be now approved and the City Clerk be directed to prepare and file with the Secretary of State the required certification of approval.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0476

The Minneapolis City Council hereby:

1. Authorizes continued analysis of the Green on Fourth Apartments proposal for 2901 4th St SE, to determine if tax increment financing (TIF) assistance is appropriate and justifiable for the project.
2. Authorizes staff to negotiate the terms and conditions of a redevelopment contract with G4 LLC or an affiliated entity, and to prepare redevelopment and TIF plans for the project as needed. All such terms, conditions, plans and other provisions would be subject to City Council review.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0477

The Minneapolis City Council hereby:

1. Authorizes the agreement with the Burlington Northern Santa Fe (BNSF) Railway Company regarding the release of its railroad easement in the Grain Belt and Graco areas in Northeast Minneapolis along Ramsey St NE between 14th Ave & 13 Ave NE; between Broadway St NE; between 11th Ave and 8th Ave NE.
2. Approves the use of funds from the Higher Density Corridor Housing Program to pay the City's portion of the cost of the easement release and the salvage value of the existing railroad tracks in the City's right-of-way.
3. Authorizes staff to prepare and execute necessary documents and contracts to implement the easement release agreement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0478

The Minneapolis City Council hereby:

1. Confirms the following Mayoral appointments to the Minneapolis Workforce Development Board (MWDB) for three-year terms, beginning July 1, 2017, and ending June 30, 2020:
 1. Amol Dixit, Seat 9, Ward 13
 2. Amber James, Seat 10, Ward 1
 3. Jonathan Weinhagen, Seat 11
 4. Scott Redd, Seat 15
 5. Sharon Pierce, Seat 16
2. Confirms the following Mayoral reappointments to the MWDB for three-year terms, beginning July 1, 2017, and ending June 30, 2020:
 1. Elizabeth Campbell, Seat 2, Ward 2
 2. Jashan Eison, Seat 4
 3. Tara Watson, Seat 5
 4. Daniel McConnell, Seat 12, Ward 2
 5. Craig Bistodeau, Seat 13
 6. Carlye Peterson, Seat 17
 7. Steven Kuntz, Seat 20, Ward 2

3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Craig Bistodeau, Jashan Eison, Carlye Peterson, Sharon Pierce, Scott Redd, Tara Watson, and Jonathan Weinhagen.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0479

The Minneapolis City Council hereby:

1. Authorizes a Purchase Agreement with the State of Minnesota on the pass-through sale of the Alden Smith House at 1403 Harmon Place, 45 Spruce Place, and 1400 Yale Place to W + Noordijk, LLC.
2. Authorizes staff to negotiate exclusively with W + Noordijk, LLC on the future sale and redevelopment of 1403 Harmon Place, 45 Spruce Place, and 1400 Yale Place through Dec. 31, 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0480

The Minneapolis City Council hereby:

1. Approves the 2017 Homeownership Opportunity Minneapolis (HOM) Program to provide downpayment and closing cost assistance to Minneapolis homebuyers.
2. Approves contracts with Greater Metropolitan Housing Corporation (GMHC) and BuildWealth Minnesota, with combined program and administration costs not to exceed \$500,000, and compensation to approved lenders of \$1,200 per loan, with expiration date not to exceed Dec. 31, 2017, and authorizes the Department of Community Planning & Economic Development Director to extend each contract for up to 12 months provided the lender's performance has met expectations.
3. Authorizes execution of lending contracts and agreements for the 2017 HOM Program.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0481

The Minneapolis City Council hereby:

1. Approves the Year 2018 Low Income Housing Tax Credit Qualified Allocation Plan (QAP) and Procedure Manual, as set forth in File No. 17-00840.
2. Authorizes staff to proceed with a Request for Proposals.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0482

The Minneapolis City Council hereby accepts the low bids of Precision Landscape and Tree and Wilson Custom Tree submitted on Official Publication No. 8409 for an estimated expenditure of \$200,000 each to provide all materials, labor, equipment and incidentals for the removal of hazardous trees, fallen trees, and stumps, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0483

The Minneapolis City Council hereby authorizes grant agreements for the 2017 Business Technical Assistance Program (B-TAP) as follows: Neighborhood Development Center, \$100,000; Metropolitan Consortium of Community Developers, \$45,000; Metropolitan Economic Development Association, \$55,000; Northside Economic Opportunity Network, \$85,000; Lake Street Council, \$20,000; African Economic Development Solutions, \$45,000; African Development Center, \$35,000; Small Business Development Center, \$20,000; Hmong American Partnership, \$35,000; Bii Gii Wiin Community Development Loan Fund, \$15,000; Community Action Partnership of Hennepin County, \$10,000; New American Development Center, \$10,000; West Broadway Business Association, \$15,000; and Bunker Labs Minneapolis \$10,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0484

The Minneapolis City Council hereby approves the creation of an Affordable Housing Trust Fund Contingency Pool, as set forth in File No. 17-00668.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0485

The Minneapolis City Council hereby:

1. Authorizes the Department of Community Planning & Economic Development Director to exercise the City's option to purchase 10 W Lake St under the Option Agreement dated Jan. 26, 2016, between Lawrence Kadish and Susan Kadish and the City of Minneapolis, as relates to the Reopening of Nicollet Ave at Lake St project.
2. Passage of Resolution 2017R-297 authorizing acquisition of the leased fee estate at 10 W Lake St.
3. Passage of Resolution 2017R-298 approving the appropriation of funds to the Department of Public Works.
4. Approves the following directive: At such time in the future as the City controls the property at 10 W Lake St, Minneapolis, the City will make the remainder of this parcel not needed for the Nicollet Ave right of way available for private development. At that time, the City will reimburse the Streetcar Value Capture fund with the land sales proceeds.
5. Approves the following directive: The departments of Community Planning & Economic Development, Regulatory Services, and Finance & Property Services are directed to work together and report back to the Community Development & Regulatory Services Committee no later than July 25, 2017, with a set of recommendations on the City's plans to strengthen our support for renters in order to address the immediate and ongoing displacement of low-income and people of color tenants. This report should include, but not be limited to, a proposed budget allocation that can be issued out before the end of 2017 through a Request For Proposals process for outside groups working to defend and protect tenants in Minneapolis.
6. Approves the following directive: The departments of Community Planning & Economic Development, the Innovation Team, and Finance & Property Services are directed to work together and report back to the Community Development & Regulatory Services Committee no later than Aug. 22, 2017, with a set of recommended strategies that may include but not be limited to policies, adopted planning reports, and budget resources to reduce and prevent the displacement of low-income residents, renters, immigrant owned businesses, and businesses owned by people of color and indigenous people due to the projected economic revitalization of the Reopening of Nicollet Ave at Lake St project. These items should include but not be limited to:
 - Ensuring the Lake and Nicollet Redevelopment Plan addresses gentrification
 - Aligning our City's Comprehensive Plan refresh to the goals of reducing and preventing displacement of people of color and low income people in the impacted area

- Business development tools in the City can consider such as a Commercial Land Trust and Cultural Corridor support work
- Incentives the City of Minneapolis can offer to retain and protect our cultural, economic, and racial diversity in the Nicollet Ave and Lake St corridor

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized resolutions.

**RESOLUTION 2017R-297
By Goodman and Quincy**

Authorizing acquisition of the leased fee estate at 10 W Lake St.

Whereas, pursuant to that certain Option Agreement dated January 26, 2016, the City of Minneapolis (the "City") has an option to acquire the leased fee estate under the Kmart Store at 10 W Lake St for a purchase price of \$8 million, \$800,000 of which has already been paid as a non-refundable option price (the "Option"); and

Whereas, acquisition of the subject property is a necessary condition to eventually reopening Nicollet Ave to reconnect the community, provide transportation connections, and plan for future streetcar investment at this location; and

Whereas, these projects have been long-standing goals of the City, as reflected in, among other things, that certain Resolution Establishing a Project Area and Value Capture District for Streetcar Financing, adopted by the City Council in June 2013 (the "Value Capture District Resolution"), and that certain Lake and Nicollet Redevelopment Plan, adopted by the City Council in April 2014 (the "Redevelopment Plan"); and

Whereas, the City Council finds, determines and declares that the subject property is identified as "property to be acquired" in the Redevelopment Plan and located in the project area established by the Value Capture District Resolution; and

Whereas, the City Council further finds, determines and declares that acquisition of the subject property constitutes a permitted use of revenues generated by the district created pursuant to the Value Capture District Resolution (the "Value Capture District Revenues");

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Director of the Department of Community Planning and Economic Development is authorized and directed to exercise and, subject to satisfaction of stated conditions, close on the Option to acquire the leased fee estate located at 10 W Lake St and legally described on Exhibit A.

June 30, 2017

Be It Further Resolved that the purchase price and related transaction costs may be paid from Value Capture District Revenues, Capital Budget Fund 041SC, Department 9010943.

Be It Further Resolved that acquisition of the subject property is hereby determined to be necessary and convenient and for the public purpose of eventually reopening Nicollet Ave to reconnect the community and provide transportation connections, including a future streetcar line.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

EXHIBIT A

LEGAL DESCRIPTION

PARCEL A - ABSTRACT AND TORRENS PROPERTY:

Certificate of Title Numbers: 581114, 581115, 581117, 581119, 581120, 581121, 581122, 581123, 581124, 1207216 and 1207217.

That part of Lots 5, 6, 7 and 8 lying East of Line A hereinafter described, Block 6, Lindley & Lingenfelter's Addition to Minneapolis, Except that part of said Lot 5 which lies North of Line B hereinafter described; together with the North 1/2 of Elroy Street vacated, originally dedicated as 32nd Street in the plat of Lindley & Lingenfelter's Addition to Minneapolis, lying between the extensions across it of the east line of Lot 8, said Addition, and Line A hereinafter described.

(Said Line B is described as a line drawn from a point in the East line of said Lot 5, distant 2 feet South of the Northeast corner thereof, to point in the West line of Lot 12, distant 3 feet and 3 inches South of the Northwest corner thereof.)

(Said Line A is described as a line beginning at a point on Line B hereinbefore described, 205.27 feet East of the West line of Lot 12, Block 6, Lindley & Lingenfelter's Addition to Minneapolis to a point on the South line of Lot 10, Block 7, "Filteau's Addition to Minneapolis", 205.27 feet East of the Southwest corner of Lot 14, Block 7, "Filteau's Addition to Minneapolis".)

Lots 1 to 9, inclusive, and that part of Lots 10 and 20 lying East of Line A hereinbefore described; all of the vacated alley, adjoining the East line of Lot 20, lying between the extensions across it of the North and South lines of Lot 20; all that part of the vacated alley, adjoining the North lines of Lots 7 to 10, inclusive, lying between the extensions across it of the East line of Lot 7, and Line A hereinbefore described; all in Block 7, "Filteau's Addition to Minneapolis"; together with the South 1/2 of vacated Elroy Street (formerly Twenty-ninth and one-half street) adjoining the North line of Block 7, "Filteau's Addition to Minneapolis", lying between the extensions across it of the East line of said Block 7, and Line A hereinbefore described; and together with that part of Nicollet Avenue as dedicated in the original plat of Lindley & Lingenfelter Addition to Minneapolis, lying West of the West line of the Southeast quarter of Section 34, Township 29, Range 24, and lying between the Westerly extension of a line parallel with and 40 feet north of the North line of Block 4, Boulevard Addition to Minneapolis and a line

drawn from the Southwest corner of said Block 4 to the Southeast corner of Block 7, "Filteau's Addition to Minneapolis".

Lots 1 to 25, inclusive Block 4, Boulevard Addition to Minneapolis; together with all of vacated North-South alley in said Block lying between the extensions across it of the North line of said Lot 25 and the South line of said Lot 17; together with all of vacated East-West alley in said Block lying between the extensions across it of the East line of said Lot 11 and the West line of said Lot 16; together with that part of Nicollet Avenue as dedicated in the original plat of Boulevard Addition to Minneapolis, lying East of the West line of the Southeast quarter of Section 31, Township 29, Range 24 and lying between the Westerly extensions of a line parallel with and 40 feet North of the North line of said Block 4 and a line drawn from the Southwest corner of said Block 4 to the Southeast corner of Block 7, "Filteau's Addition to Minneapolis"; together with that part of the South 40 feet of East 29th Street as dedicated in the original plat of Boulevard Addition to Minneapolis, adjoining Lots 1 and 25 and vacated North-South alley in said Block 4, said Addition, lying between the extensions across it of the East line of Lot 1 and the West line of Lot 25, said Block 4;

All according to the plats thereof on file and of record in the office of the Register of Deeds, in and for Hennepin County, Minnesota.

There is specifically excepted from this description any part of West Lake Street, including any part thereof which has been vacated, adjoining Block 7, "Filteau's Addition to Minneapolis", and adjoining Block 4, Boulevard Addition to Minneapolis.

THE FOLLOWING PORTIONS OF PARCEL A DESCRIBED ABOVE ARE REGISTERED (TORRENS) LAND AS DESCRIBED ON THE CERTIFICATES OF TITLE:

PAR 1:

Lots 1 to 9 inclusive, Block 7; parts of Lot 10 and 20, Block 7; the vacated alley adjoining the East line of Lot 20, Block 7; part of the vacated alley adjoining the North lines of Lots 7 to 14, Block 7, all in "Filteau's Addition to Minneapolis", part of vacated Elroy Street (formerly Twenty-ninth and one half Street) adjoining the North line of Block 7, "Filteau's Addition To Minneapolis"; and that part of Nicollet Ave., in Lindley & Lingenfelter's Addition To Minneapolis adjoining the East line of vacated Elroy Street and adjoining the East line of Block 7, "Filteau's Addition To Minneapolis", all described as follows: Commencing at a point on the West line of Lot 12, Block 6, Lindley & Lingenfelter's Addition to Minneapolis, 3.25 feet South from the Northwest corner of said Lot 12; thence East a distance of 205.27 feet along a line which intersects the East line of Lot 5 in said Block 6 at a point 2.00 feet South from the Northeast corner of said Lot 5; thence south to a point on the South line of Block 7, "Filteau's Addition to Minneapolis", 205.27 feet East from the Southwest corner of said Block 7, which point is the actual point of beginning; thence North along the last described line to the center line of said vacated Elroy Street; thence East along said center line to the East line of Lindley & Lingenfelter's Addition To Minneapolis; thence South along said East line to the Easterly extension of the South line of said Block 7; thence West to the actual point of beginning; Except that part of Lake Street, as dedicated in Lindley & Lingenfelter's Addition To Minneapolis, which lies between two lines drawn parallel with and 75 feet West and 210 feet West, respectively, from the Southerly extension of the East line of Block 7, "Filteau's Addition To Minneapolis".

PAR 2:

The West 1/2 of Lot 12; Lots 2, 3, 11, 17, 18 and 19; all in Block 4, "Boulevard Addition to Minneapolis".

That part of the vacated alley adjoining Lots 2 and 3 lying East of the center line of said alley and between the extensions across it of the North line of Lot 2 and the South line of Lot 3; That part of the vacated alley adjoining Lot 11 lying South of the center line of said alley and between the extension across it of the East and West lines of Lot 11;

That part of the vacated alley adjoining the West Half of Lot 12, lying South of the center line of said alley and between the extensions across it of the East and West lines of the West Half of Lot 12;

That part of the vacated North-South alley adjoining Lots 17, 18 and 19, lying West of the center line of said alley and between the extensions across it of the South line of Lot 17 and the North line of Lot 19;

That part of the East-West alley adjoining Lot 17 lying North of the center line of said alley and between the extensions across it of the West line of Lot 17 and the center line of the North-South alley; All in Block 4, "Boulevard Addition To Minneapolis";

That part of vacated Nicollet Ave., in "Boulevard Addition To Minneapolis", lying East of the West line of "Boulevard Addition To Minneapolis" and between the extensions across said avenue of the North line of Lot 19, Block 4, said Addition and the center line of East-West alley in said Block 4.

PARCEL B - ABSTRACT AND TORRENS PROPERTY:

Non-exclusive appurtenant easements contained in the Agreement for Reciprocal Easement and Maintenance, dated June 17, 1977, recorded June 17, 1977 as Document No. 1224101 (Torrens) and as Document No. 4292616 (Abstract) in Hennepin County, Minnesota.

**RESOLUTION 2017R-298
By Goodman and Quincy**

Amending The 2017 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Public Works Department in the Street Car Value Capture Fund (041SC-9010943) by \$7,300,000 from available fund balance.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

June 30, 2017

The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT Committee submitted the following reports:

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Ordinance 2017-031 amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing, amending Section 188.110 entitled "Selling, sorting on streets," to allow licensed food vendors to sell limited, non-potentially hazardous food from sidewalks.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2017-031

By A. Johnson

Intro & 1st Reading: 8/5/2016

Ref to: HECE

2nd Reading: 6/30/2017

Amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 188.110 of the Minneapolis Code of Ordinances be amended to read as follows:

188.110. - Selling, sorting on streets.

(a) *Selling*. No person shall place, exhibit, display, offer for sale or sell, or cause to be placed, exhibited, displayed, offered for sale or sold, ~~any fruits, vegetables or other~~ food products of any kind upon or above any sidewalk, street or alley.

~~(b) *Sorting*. No person shall sort or pick over any fruit or berries of any kind upon any sidewalk, street, alley or other public place.~~

~~(c) (b) *Exception*.~~

(1) Nothing in this section shall prevent duly licensed peddlers from selling from vehicles in the streets, nor shall prevent the operation of any ~~grocereria~~ Mobile Food Store or portable store licensed under Chapter 295 of this Code; except that no butcher's type game, fish, poultry or meat shall be offered for sale or sold to consumers in streets or alleys or on sidewalks.

(2) Nothing in this section shall prevent a business duly licensed to sell food product from selling (as defined) nuts in the shell and whole, raw fruits and vegetables that are intended for hulling, peeling, or washing by the consumer before consumption, and prepackaged non-potentially hazardous food. All sidewalk sales must comply with Section 427.130 of the Minneapolis Code of Ordinances – Sales on sidewalks.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0486

The Minneapolis City Council hereby approves the following appointments and reappointments to the Neighborhood and Community Engagement Commission:

1. Approving the following Council appointments for two-year terms beginning July 1, 2017, and ending June 30, 2019:
 1. Manu Lewis, Seat 3, Ward 5.
 2. Kari Louwagie, Seat 5, Ward 1.
2. Confirming the Mayoral appointment of Mary Dedeaux-Swinton, Seat 6, Ward 7, for a one-year term beginning July 1, 2017, and ending June 30, 2018.
3. Approving the Council reappointment of Raya Esmaeili, Seat 2, Ward 10, for a two-year term beginning July 1, 2017, and ending June 30, 2019.
4. Confirming the Mayoral reappointment of Nasser Mussa, Seat 7, Ward 5, for a two-year term beginning July 1, 2017, and ending June 30, 2019.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0487

The Minneapolis City Council hereby authorizes:

1. Acceptance of a grant from ClearWay Minnesota under their Local Policy Grants in an amount up to \$210,000 over three years to support local policies to reduce tobacco's harm and create a smoke-free generation.
2. An agreement with ClearWay Minnesota for the grant.
3. Passage of Resolution 2017R-299 appropriating the funds to the Health Department.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-299
By Gordon and Quincy

Amending The 2017 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department in the Grants-Other Fund (01600-8600120) by \$210,000 and increasing the revenue estimate (01600-8600120-Revenue Code 372001) by \$210,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0488

The Minneapolis City Council hereby authorizes execution of a Memorandum of Understanding with the Allina Health System, doing business as the Phillips Eye Institute, regarding indigent care and the 340B Drug Pricing Program Certification.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

(Published 7/5/2017)

COUNCIL ACTION 2017A-0489

The Minneapolis City Council hereby confirms the Mayoral appointment of Muzamil Ibrahim, to the Minneapolis Advisory Committee on People with Disabilities, Seat 8, Ward 6, for a two-year term beginning Jan. 1, 2016, and ending Dec. 31, 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0490

The Minneapolis City Council hereby:

1. Approves One Minneapolis Fund recommendations totaling \$157,000 to the following ten non-profit organizations:
 1. Lake Street Council (Group A): \$10,000.
 2. One Family One Community (Group A): \$15,000.
 3. Urban Homeworks (Group A): \$12,000.
 4. Lao Assistance Center (Group B): \$20,000.
 5. Project Diva (Group B): \$15,000.
 6. Neighborhood Youth Academy (Group B): \$15,000.
 7. Pangea World Theater (Group B): \$25,000.
 8. Courageous heARTS (Group B): \$25,000.
 9. Cedar Cultural Center (Group B): \$10,000.
 10. Youth Link (Group B): \$10,000.
2. Approves criteria for the remaining \$25,000 in funds for Neighborhood and Community Relations Department-initiated projects as follows:
 1. Funding for department-initiated projects could range from \$1,000 to \$3000 depending on the budget of the project being requested. This determination is left up to the discretion of the Neighborhood and Community Relations Department.
 2. A member of the Neighborhood and Community Relations Department must be involved in the project in some capacity.
 3. The project must meet the general guidelines of the One Minneapolis Fund, either Group A or B.
 4. An update shall be given to the Neighborhood and Community Engagement Commission on a quarterly basis with the following information included:
 1. The purpose of the projects funded.
 2. Dollar amount allocated to the project.
 3. Goals and project outcomes (i.e. number of people engaged).
 5. Only non-profit organizations are eligible for these funds who do not receive Community Participation Program funding.
3. Authorizes the Neighborhood and Community Relations Department Director to enter into the necessary contracts.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0491

The Minneapolis City Council hereby:

1. Authorizes a new agreement with Xcel Energy to participate in their Renewable* Connect Program to purchase up to 17.8 million kWh of renewable electricity annually. Of this total, 14 million kWh will be purchased by the Convention Center and 3.8 million kWh will be purchased by the Water Treatment Plant.
2. Directs Finance & Property Services staff to seek up to an additional 50 million kilowatt hours per year from the Renewable* Connect Program when sufficient renewable energy is made available for purchase from Xcel Energy.
3. Directs City Coordinator, Public Works, and Finance & Property Services staff to report back to the Health, Environment & Community Engagement and Ways & Means Committees by Aug. 28, 2017, with preliminary analysis and recommendations on steps necessary for the City of Minneapolis enterprise to obtain 100% of its electricity usage from renewable sources within five years. The analysis for the City enterprise should include current and projected usage of electricity over the next 10 years as a result of factors such as:
 1. Reduced demand for electricity such as LED lighting, changes to water storage and distribution systems, new building enhancements, and improvements to existing facilities.
 2. New City facilities and consolidation of the City's real estate.
 3. Potential increase in usage pursuant to the current study for the potential of new electric vehicles in the City's fleet.

The options for providing electricity to the City should include, but are not limited to:

1. Larger scale solar (PV) arrays on City-owned land and structures such as water utility facilities, parking lots, and parking ramps.
2. Solar gardens.
3. Purchase of renewable energy credits.
4. Longer-term options for stable sources of power, including legislation needed, to enable the City to purchase power on the wholesale market or finance/own larger scale renewable energy projects on property not adjacent to City Buildings.

Further, directs City Coordinator's Office and Finance & Property Services staff to undertake a second phase of the renewable energy analysis by utilizing the data and options listed above to solicit input from Xcel Energy through the City's Clean Energy Partnership. Such input should include forecasts of the ability of Xcel Energy to provide the City with the renewable resources assuming that the City retains the renewable energy credits. Such input should also include the projected electrical rates to accomplish the City's goals. Further, the recommendations should also include elements of a financial plan for the relative financing costs of each option, how capital costs associated with City-owned improvements could be funded, and how the costs or benefits would be allocated among the City's general fund, enterprise funds, and special revenue funds. Finally, the second phase of the renewable energy analysis should include the impact on greenhouse gas

emissions of the changes in electricity use and renewable electricity options. The second phase of the report should be presented to the Health, Environment & Community Engagement and Ways and Means Committees no later than Oct. 30, 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

(Published 7/5/2017)

The PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT Committee submitted the following reports:

COUNCIL ACTION 2017A-0492

The Minneapolis City Council hereby accepts reimbursement dollars in the amount of \$1500 from the State of Minnesota's Department of Agriculture, an Urban Scholars partner, to cover professional services for Urban Scholars programming and wages for the period of May 22 – Aug. 11, 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0493

The Minneapolis City Council hereby authorizes a five-year (5) contract with Business Watch International (U.S.) Inc. (BWI) beginning July 1, 2017, for information reporting services for the Police Department's Automated Property System (APS), with payment for BWI services cultivating from transaction fees charged on second hand goods pawned or purchased, per the agreement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0494

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-42409 with SMG for Minneapolis Police Department SWAT to provide up to fifteen (15) officers during large scale events at US Bank Stadium, compensated at \$96 per hour per officer for approximately nine (9) hours per event for up to twenty-five (25) large scale events.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0495

The Minneapolis City Council hereby authorizes a contract with the University of Minnesota Veterinary Medical Center in the amount of \$30,525 for one (1) year from July 1, 2017 - June 30, 2018, for veterinary services for Police K-9s, using the contract form provided by the Regents of the University of Minnesota.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

COUNCIL ACTION 2017A-0496

The Minneapolis City Council hereby authorizes execution of a reimbursement agreement with the Metropolitan Council (Council Agreement No. 17I019) for City Public Works Department force account work on the Metro Transit-initiated 5th St light rail corridor signal improvements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0497

The Minneapolis City Council hereby authorizes an agreement with the Minnesota Department of Transportation (MnDOT Agreement No. 1026196) in the amount of \$34,939 for traffic signal design services associated with the I-35W Transit Access Reconstruction Project (CPV1674SG).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0498

The Minneapolis City Council hereby authorizes an agreement with the Minnesota Department of Transportation related to construction of the I-35W and Lake St Transit Access Project (PV074) including cost participation by the City in project elements requested by the City in the estimated amount of \$4,632,273.30.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0499

The Minneapolis City Council hereby authorizes an agreement with EMA, Inc. for project management support services associated with the Advance Meter Infrastructure Implementation Project for up to four (4) years with a value of \$880,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0500

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-41830 (Official Publication No. 8356) with Fitzgerald Excavating and Trucking, Inc. increasing the contract by \$92,330.15, for a revised contract total of \$385,232.15, for construction change orders associated with additional work needed for restoration encountered during the Stormwater Pond Dredging and Cleanout Project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0501

The Minneapolis City Council hereby authorizes execution of Subordinate Funding Agreement (SFA) No. 2 with the Metropolitan Council to reimburse the City a not-to-exceed amount of \$204,000 for construction costs incurred by the Water Treatment and Distribution Services Division for the relocation of City of Minneapolis watermain infrastructure as part of the Southwest Light Rail Transit Project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-300 designating the improvement of the Essex St SE (26th Ave SE to 27th Ave SE) Sanitary Sewer Project No. 4557.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-300

By Reich and Quincy

Designating the improvement of the Essex St SE Sanitary Sewer Project No. 4557 at the locations described hereinafter.

Resolved by The City Council of The City of Minneapolis:

That the following existing street within the City of Minneapolis is hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Section 9.6(c), by installing a public sanitary sewer together with all the necessary appurtenances and work related thereto:

Essex St SE from the approximate centerline of 26th Ave SE approximately 350 ft. east and there terminating.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0502

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$264,360 for sanitary sewer construction improvements and a list of benefited properties for the Essex St SE Sanitary Sewer Project No. 4557 as designated by Resolution 2017R-300, passed June 30, 2017, directs that the City Engineer prepare a proposed Sanitary Sewer Construction Assessment against the list of benefited

properties, and accepts the Petition and Appeal Waiver from the assessed property owner at 2618 Essex St SE.

Further, a public hearing is scheduled for July 25, 2017, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the sanitary sewer construction project and to consider the amount proposed to be assessed to the benefited properties and the amount to be funded by the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-301 increasing the appropriation for the Public Works Department by \$155,659 for the Essex St SE Sanitary Sewer Project No. 4557.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-301

By Reich and Quincy

Amending the 2017 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation and revenue source for the Public Works Department in the Sanitary Sewer Fund (07100-9010932-Revenue Source 36500) by \$155,659 for the Essex St SE Sanitary Sewer Project No. 4557 (CSA1701).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0503

The Minneapolis City Council hereby approves the following appointments to the Pedestrian Advisory Committee:

1. Council appointments for two-year terms beginning July 1, 2017, and ending June 30, 2019:
 1. Aaron Berger, Seat 1, Ward 2.
 2. Olivia Hovland, Seat 2, Ward 6.
 3. Rachael Bell, Seat 4, Ward 9.
 4. Peter Vader, Seat 7, Ward 11.

2. Council reappointments for two-year terms beginning July 1, 2017, and ending June 30, 2019:
 1. Julia Tabbut, Seat 3, Ward 2.
 2. Julian Curran, Seat 5, Ward 7.
 3. Philip Ailiff, Seat 6, Ward 3.
 4. Tamir Mohamud, Seat 9, Ward 6.
3. Council appointment of Barbara Olson, Seat 15, Ward 12, for a one-year term beginning July 1, 2017, and ending June 30, 2018.
4. Council reappointment of Chris Hoffer, Seat 14, Ward 7, for a one-year term, beginning July 1, 2017, and ending June 30, 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-302 increasing the capital appropriation for the 2017 Parkway Paving Program (PV1701) by \$700,000 to combine the 2017 and 2018 Parkway Paving Projects and declaring the City's intent to reimburse project construction expenses incurred in 2017 with proceeds of bonds to be issued in 2018.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-302

By Reich and Quincy

Amending the 2017 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the capital appropriation for the 2017 Parkway Paving Program (PV1701) by \$700,000 in Fund 04100, Department 9010937, to be reimbursed by proceeds of tax-exempt bonds to be issued in 2018 as part of the 2018 Parkway Paving Program. The 2017 and 2018 Parkway Paving Programs are being combined for construction to occur in 2017.

Be It Further Resolved that the City Council is hereby declaring its official IRS intent to reimburse construction expenses to be incurred in 2017 for the above-referenced project with proceeds of bonds to be issued in 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0504

The Minneapolis City Council hereby authorizes the issuance of a Request for Proposals for public service announcement production and placement services related to organics recycling.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0505

The Minneapolis City Council hereby approves the application of ESPN X Games for a Large Block Event Permit to allow the X Games to be held June 29 through July 19, 2017, to operate outside the hours permitted under Title 17, Section 455.35c1, of the Minneapolis Code of Ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0506

The Minneapolis City Council hereby:

1. Passage of Resolution 2017R-303 directing the City Engineer to proceed with a variance request from State Aid Rules per Administrative Variance to State Aid Operations Rules for the street width on Hennepin Ave S from Lake St to 31st St.
2. Approves the layout for the Hennepin Ave S Street Reconstruction Project from Lake St to 36th St (MSA 425, PV121).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (11)

Noes: President Johnson (1)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-303
By Reich

Directing the City Engineer to proceed with a variance request from State Aid Rules per Administrative Variance to State Aid Operations Rules, Chapter 8820 effective 2011, including amendments adopted through Feb. 4, 2013, to the Minnesota Commissioner of Transportation for the reconstruction of Hennepin Ave S between Lake St and 36th St.

Whereas, the City of Minneapolis wishes to reconstruct the segment of Hennepin Ave S between Lake St and 36th St; and

Whereas, Minnesota Department of Transportation (MnDOT) State Aid Rule 8820.9941 (Minimum Design Standards: On-Road Bicycle Facility for Urban; New or Reconstruction Projects) per Administrative Variance to State Aid Operation Rules, Chapter 8820, effective Oct. 1, 2011, requires streets with a design speed of 30 mph and Annual Average Daily Traffic (AADT) greater than 10,000 to include minimum bike lane dimensions of 6 feet and minimum travel lane dimensions of 11 feet. The minimum roadway width required to achieve a design consistent with Municipal State Aid (MSA) Rules is 34 feet; and

Whereas, the urban streetscape limits the right-of-way available to accommodate two bike lanes and two travel lanes on Hennepin Ave S between Lake St and 31st St, while maximizing the sidewalk space and minimizing the crossing distance within the 66-foot right-of-way. The 32-foot roadway in lieu of a 34-foot roadway can also encourage slower motor vehicle speeds in an area with 3,400 daily pedestrians; and

Whereas, analysis of the traffic volumes and roadway capacity, as well as downward trends in motor vehicle traffic along the project corridor, support rationale for a 32-foot roadway; and

Whereas, State Aid Rules provide that a political subdivision may request a variance from the Rules;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby directed to submit to the Commissioner of Transportation a formal request for variance from MnDOT State Aid Rule 8820.9941 per Administrative Variance to State Aid Operations Rules, Chapter 8820, effective 2011, including amendments adopted through Feb. 4, 2013, for Arterials, to permit the reconstruction of Hennepin Ave S, including a 32-foot roadway in lieu of a 34-foot roadway from Lake St W to 31st St, as required by Rule 8820.9941.

Be It Further Resolved that the City Council of the City of Minneapolis hereby indemnifies, saves, and holds harmless the State of Minnesota and its agents and employees of and from claims, demands, actions, or causes of action arising out of or by reason of the reconstruction of Hennepin Ave S between Lake St and 36th St in accordance with Minnesota Rules 8820.9941 and further agrees to defend at their

sole cost and expense any action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting of this variance.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano (11)

Noes: President Johnson (1)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0507

The Minneapolis City Council hereby authorizes acceptance of the only bid submitted on Official Publication No. 8421 from Midwest Diesel Services, for an estimated annual expenditure of \$190,000, to furnish and deliver OEM parts and service for the Solid Waste and Recycling Division, through March 31, 2019, and authorizes a contract for the services, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0508

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on Official Publication No. 8433 from Interstate Improvement, Inc., for an initial contract award of \$2,750,000, to provide all materials, labor, equipment, and incidentals for the construction of 2017 concrete pavement rehabilitation for the Public Works Department, and authorizes a contract for the services, all in accordance with City specifications. This is an Indefinite Delivery/Indefinite Quantity (IDIQ) project with a maximum contract amount of \$7,000,000, and a scheduled completion date of Dec. 31, 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0509

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on Official Publication No. 8434 from Lametti and Sons, Inc., in the amount of \$1,094,495, to provide all materials, labor, equipment, and incidentals for the installation of large diameter cured-in-place pipe for the Public Works Department, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0510

The Minneapolis City Council hereby affirms that green space in the right-of-way and in public spaces is an important component of the Complete Streets policy and can also contribute to sustainable stormwater management practices, and further directs Public Works staff as follows:

1. Evaluate current data, and data from other sources within the City and the Park and Recreation Board, to determine additional data needs and methodologies to evaluate and map green space in the public right-of-way or on publicly owned land, to occur in 2018.
2. Develop, based on data needs, budget, or other resource requests, a full evaluation of green space in the public right-of-way or on publicly owned land.
3. Utilize data and mapping tools to influence resource and policy decisions to ensure equitable development and maintenance of green space in the public right-of-way or on publicly owned land, to include incorporating findings from such data into criteria for prioritizing projects as part of the 20-year Street Funding Plan and incorporating findings from data into the Complete Streets Policy.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The WAYS & MEANS Committee submitted the following reports:

COUNCIL ACTION 2017A-0511

The Minneapolis City Council hereby:

1. Confirms the Mayoral appointment of Joel Federer to the Minnesota Telecommunications Network (MTN) board, Seat 8, Ward 13, for a four-year term beginning Jan. 16, 2015, and ending Jan. 15, 2019.
2. Approves the following Council appointments to the MTN board for a four-year terms beginning Jan. 16, 2014, and ending Jan. 15, 2018.
 1. Ruth Anne Mazur, Seat 1, Ward 10.
 2. TJ Western, Seat 9, Ward 8.
3. Approves the Council appointment to the MTN board of Scott Purdie, Seat 2, Ward 12, for a four-year term beginning Jan. 16, 2017, and ending Jan. 15, 2021.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0512

The Minneapolis City Council hereby authorizes amendments to the Term Sheet approved by Resolution 2017R-102 related to the disposition of real estate at 415 5th St S (City Garage) in exchange for the acquisition of real estate at 501 4th Ave S (UGP Garage).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

(Published 7/5/2017)

COUNCIL ACTION 2017A-0513

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41932 with Perkins + Will, Inc. in the amount of \$42,958, for a new contract total of \$491,626, for additional services required to complete the Pre-Design and Program Development Services for the new Downtown Office Building Project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0514

The Minneapolis City Council hereby:

1. Authorizes a new contract with Walker Parking Consultants for professional consulting services in an amount not-to-exceed \$ 100,000, to develop drawings and specifications for the demolition of 501 4th Avenue South.
2. Passage of Resolution 2017R-304 appropriating \$ 100,000 to the Capital Project Fund.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-304

By Quincy

Amending The 2017 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Finance & Property Services Department in the Capital Project Fund (04180-9010923) by \$100,000.00, to be reimbursed by bonds to be issued at a later date.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0515

The Minneapolis City Council hereby:

1. Authorizes a three (3) year contract with Environmental Systems Research Institute (Esri) for a not-to-exceed amount of \$1,300,000 using Esri's form contract, for Geographic Information System (GIS) enterprise licensing, training and services, allowing for the expansion of the system across all City departments.
2. Authorizes the customization of the limitation of liability terms.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0516

The Minneapolis City Council hereby authorizes a Request for Proposal for Computer Assisted Mass Appraisal System (CAMA) for the replacement of the current system, used primarily by the City Assessor's Department for assessing market values on properties within the City limits.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0517

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Director Environmental Programs meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions.
2. Approves the appointed position of Director Environmental Programs, evaluated at 553 total points and allocated to Grade 12.
3. Passage of Ordinance 2017-032 approving the salary schedule for the position, which has a salary range of \$97,193 to \$115,215, in accordance with the adopted compensation plan for appointed officials, effective June 21, 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2017-032

By Quincy

Intro & 1st Reading: 1/6/2014

Ref to: W&M

2nd Reading: 6/30/2017

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)

Effective: June 21, 2017*

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Director Environmental Programs	553	12	A	\$97,193	\$102,308	\$104,354	\$106,441
						Step 5	Step 6	Step 7	Step 8
						\$108,570	\$110,741	\$112,956	\$115,215

*in July 1, 2016, effective rates

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0518

The Minneapolis City Council hereby:

1. Adopts Option B as presented in the Finance Department's Presentation on Banking Services, stating that the City will choose larger banking contracts based upon the lowest cost, breadth, and quality of services, and security with the existing Responsible Banking Ordinance lens, and additionally break apart some contracts when feasible with an emphasis on supplier diversity and elements of municipal banking.
2. Directs the City Coordinator and Finance Director to work with the City Attorney and Department of Civil Rights Director to develop and recommend a timeline and process for drafting a Socially Responsible Procurement and Contracting Policy for all goods and services procured by the City, including banking services. This timeline and process should incorporate potential changes to the City's Responsible Banking Ordinance with regular reporting to the Council on banking services.
3. Directs Finance staff to return to the Ways & Means committee by Sept. 15, 2017, with recommendations for a timeline and costs for completing a study of the feasibility of establishing a publicly-owned banking operation, include a review of the intergovernmental, financial, legal, and technological considerations in relation to establishing a public bank serving state, regional, or municipal interests, with consideration of different scopes of services, including a smaller operation to serve targeted needs.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The ZONING & PLANNING Committee submitted the following reports:

COUNCIL ACTION 2017A-0519

The Minneapolis City Council hereby grants an appeal submitted by Jason Meyer of Quality Sign Solutions regarding the decision of the Zoning Board of Adjustment denying a variance (PLAN4032) to increase the maximum sign height of an attached wall sign from 28 feet to 46 feet for the property located at 807 Broadway St NE, subject to the condition that the sign be lit only between the hours of 6:00 a.m. and 10:00 p.m., and staff was directed to draft findings.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0520

The Minneapolis City Council hereby approves an application submitted by James Reis of Verizon Wireless for an interim use permit (PLAN4481) extension to allow a temporary telecommunications tower on the property located at 2407 University Ave SE, subject to the following conditions:

1. The facility shall be completely removed by Sept. 30, 2017.
2. The facility shall be enclosed on all sides by a 6-foot fence with mesh screening that is no less than 95% opaque.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0521

The Minneapolis City Council hereby:

1. Approves an application submitted by Rana Village, LLC, to vacate a portion of the alley in Block 5, Excelsior Addition, adjacent to 2900 Pleasant Ave.
2. Passage of Resolution 2017R-305 approving Vac-1679.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-305

By Bender

Vacating a portion of alley in Block 5, Excelsior Addition, adjacent to 2900 Pleasant Ave (Vac-1679).

Resolved by The City Council of The City of Minneapolis:

That the area to be vacated is legally described as follows: All that part of the alley as was laid out in Block 5 and Block 12, Excelsior Addition to Minneapolis lying northerly of a line from the Northwest corner of Lot 3, Block 5, Excelsior Addition extended westerly to the Northeast corner of Lot 14, Block 5,

Excelsior Addition to Minneapolis; and All that part of the alley in Block 5 of Excelsior Addition to Minneapolis which lies easterly of the west line of Lot 3, Block 5, Excelsior Addition to Minneapolis.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2017A-0522

The Minneapolis City Council hereby:

1. Approves an application submitted by Northside Residents Redevelopment Council to rezone (PLAN4025) the property located at 1303 Golden Valley Road from R2B (Two-family District) to OR1 (Neighborhood Office Residence District) to allow conversion of an existing 1,500 square foot single-family dwelling to office use.
2. Passage of Ordinance 2017-033 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances related to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2017-033

By Bender

Intro & 1st Reading: 1/6/2014

Ref to: ZP

2nd Reading: 6/30/2017

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

June 30, 2017

Lots 1, 2, 3, 4, and 5, Block 001, Balls Addition to Minneapolis, Hennepin County, Minnesota (1303 Golden Valley Rd – Plate #7) to the OR1 Neighborhood Office Residence District.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

REPORTS OF SPECIAL COMMITTEES

The AUDIT Committee submitted the following reports:

On motion by Palmisano, the State Auditor Management and Compliance Report for the City of Minneapolis for the year end Dec. 31, 2016, was received and filed.

On motion by Palmisano, the State Auditor Management and Compliance Report for the Minneapolis Park & Recreation Board for the year end Dec. 31, 2016, was received and filed.

NOTICE OF ORDINANCE INTRODUCTIONS

Quincy and Palmisano gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 2, Chapter 17 of the Minneapolis Code of Ordinances relating to Administration: Finance Department, adding a new Section 17.145 entitled "Unclaimed Property."

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Gordon, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Health, Environment & Community Engagement Committee: Amending Title 11, Chapter 225 of the Minneapolis Code of Ordinances relating to Health and Sanitation: Garbage and Refuse, amending regulations for the use of carry out bags in retail establishments.

On motion by Reich, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Transportation & Public Works Committee:

Amending Title 17, Chapter 451 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: Use of City-Owned Infrastructure, amending regulations relating to small cell wireless facilities on City-owned infrastructure and installation of facilities in the public right-of-way to be consistent with newly amended Minnesota Statutes, Sections 237.162 and 237.163.

RESOLUTIONS

Resolution 2017R-306 supporting X Games Minneapolis 2017 was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-306

**By Frey, Reich, Gordon, B. Johnson, Yang, Goodman,
Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Supporting X Games 2017.

Whereas, X Games Minneapolis will make its Midwest debut July 13-16, 2017; and

Whereas, X Games is the premier action sports event where athletes compete to win bronze, silver, and gold medals, along with prize money, in BMX, skateboarding and motocross events; and

Whereas, it is not only the pinnacle event in action sports, the X Games is an annual youth festival where attitude, creativity, and style are expressed by thousands of competitors and attendees through sports, music, gaming, film, fashion, and art; and

Whereas, the competition features groundbreaking new tricks such as Tony Hawk's 900 in skateboarding, Travis Pastrana's double back flip in freestyle motocross, Jake Brown's ollie 720 in skateboarding big air, Mitchie Brusco's body varial 900 in skateboarding big air, and Vince Byron's 540 double tail whip in BMX big air; and

Whereas, Minneapolis is a young, vibrant, creative, beautiful city that welcomes the talents of all artists and athletes, and is ready to showcase tougher tricks, higher heights, and individual achievement from all X Games Minneapolis participants; and

Whereas, an estimated economic impact of \$40 million, with the event supporting over 6,000 jobs with national and international media exposure for the City of Minneapolis.

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis hereby celebrates X GAMES MINNEAPOLIS from July 13-16, and requests that the 35W Bridge be lit in blue and green on July 13, 2017, to commemorate the opening of the games.

UNFINISHED BUSINESS

COUNCIL ACTION 2017A-0523

Quincy moved approval of an agreement with Native American Community Development Institute (NACDI) to act as the fiscal agent for Little Earth and surrounding area partners to manage \$250,000 of funding for Collaborative Public Safety Strategies for the period of June 16 - Dec. 31, 2017.

Native American Community Development Institute (NACDI) will act as the fiscal agent for the following distributions:

June 30, 2017

1. GoodSpace Murals, Candida Gonzalez, "Little Earth Mosaic Project"	\$40,000
2. Police Activities League, Cheryl-Leigh Goodman, "Oshki-Ikwewag Mino-Bimaadizii"	\$40,000
3. Little Earth Youth Development Center (YDC), Frank Downwind, "Little Earth Safe Zone"	\$65,000
4. Little Earth Resident Association (LERA), Jolene Jones, "Little Earth Memorial Park"	\$60,000
5. Lake Street Council, Allison Sharkey, "Lake Street Activation"	\$15,000
6. Administration fee: distribution of funds, project support, coordination, and convening of awardees	\$30,000

Quincy moved to amend the agreement as follows:

Authorize an agreement with Native American Community Development Institute (NACDI) to act as the fiscal agent for Little Earth and surrounding area partners to manage \$250,000 of funding for Collaborative Public Safety Strategies for the period of June 16 - Dec. 31, 2017.

Native American Community Development Institute (NACDI) will act as the fiscal agent for the following distributions:

1. GoodSpace Murals, Candida Gonzalez, "Little Earth Mosaic Project"	\$40,000
2. Police Activities League, Cheryl-Leigh Goodman, "Oshki-Ikwewag Mino-Bimaadizii"	\$40,000
3. Little Earth Youth Development Center (YDC), Frank Downwind, "Little Earth Safe Zone"	\$65,000
4. Little Earth Resident Association (LERA), Jolene Jones, "Little Earth Memorial Park"	\$60,000
5. Lake Street Council, Allison Sharkey, "Lake Street Activation"	\$15,000
6. Administration fee: distribution of funds, project support, coordination, and convening of awardees	\$30,000

In accordance with the intent of the Collaborative Public Safety Strategies funding to be community directed, NACDI will work with the community to develop and implement a process through which the community will determine the disbursement of the remaining \$15,000. Further, should any additional applicant(s) withdraw their proposal for funding NACDI will develop and implement a process through which the community will determine the disbursement of those funds.

Cano moved a substitute to amend the agreement as follows:

Authorize an agreement with Native American Community Development Institute (NACDI) to act as the fiscal agent for the Little Earth community and surrounding area partners to manage \$250,000 of funding for Collaborative Public Safety Strategies for the period of June 16 - Dec. 31, 2017, with the exception of the contract with GoodSpace Murals for which the project timeline is extended until September 30, 2018:

Native American Community Development Institute (NACDI) will act as the fiscal agent for the following distributions:

- | | |
|--|----------|
| 1. GoodSpace Murals, Candida Gonzalez, "Little Earth Mosaic Project" | \$40,000 |
| 2. Police Activities League, Cheryl-Leigh Goodman, "Oshki-Ikwewag Mino-Bimaadizii" | \$40,000 |
| 3. Little Earth Youth Development Center (YDC), Frank Downwind, "Little Earth Safe Zone" | \$65,000 |
| 4. Little Earth Resident Association (LERA), Jolene Jones, "Little Earth Memorial Park" | \$60,000 |
| 5. Lake Street Council, Allison Sharkey, "Lake Street Activation"
<u>MAD DADS, James Cross, Natives Against Heroin</u> | \$15,000 |
| 6. Administration fee: distribution of funds, project support, coordination, and convening of awardees | \$30,000 |

Further, the Finance & Property Services Department is directed to work with the Health Department and related departments to identify and allocate \$15,000 in matching funds to support the work of Natives Against Heroin in partnership with MAD DADS and an additional \$15,000 to support the Indigenous Peoples Task Force and Jarilyn Jackson to establish a medicine garden and sweatlodge. Funds should be identified and allocated no later than July 31, 2017.

On roll call, the result of the Cano substitute was:

Ayes: Frey, Yang, Goodman, Cano, A. Johnson, Palmisano, President Johnson (7)

Noes: Reich, Bender, Glidden, Quincy (4)

Abstain: Gordon (1)

Absent: Warsame (1)

The motion, as amended, was adopted.

State of Minnesota }
County of Hennepin } ss.
City of Minneapolis }

I, Casey Joe Carl, City Clerk of the City of Minneapolis, in the County of Hennepin, and State of Minnesota, do hereby certify that Council Action 2017A-0523 relating to an agreement with Native American Community Development Institute for collaborative public safety strategies, was present to Mayor Hodges and was returned without her signature within the time specified by the City Charter.

June 30, 2017

Therefore, in accordance with the provisions of Article 4, Section 4.4(c) of the City Charter, said action has become and is valid, and I hereby certify that it has the same force and effect as if approved by said Mayor.

ADJOURNMENT

On motion by Glidden, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the legal matter of *Wilmington Trust, N.A., as Trustee for the Registered Holders of WFRBS Commercial Mortgage Trust 2014-C20, Commercial Mortgage Pass-through Certificates, Series 2014-C20 vs. National Housing Fund, LLC, Stephen A. Frenz, and Jennifer J. Frenz.*

ADJOURNED SESSION

Council President Johnson called the adjourned session to order at 11:43 a.m. in Room 315, a quorum being present.

City Attorney Susan Segal stated that the meeting may be closed for the purpose of discussing attorney-client privileged matters.

At 11:46 a.m., on motion by Quincy, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(d) to discuss the litigation matter of *Wilmington Trust, N.A., as Trustee for the Registered Holders of WFRBS Commercial Mortgage Trust 2014-C20, Commercial Mortgage Pass-through Certificates, Series 2014-C20 vs. National Housing Fund, LLC, Stephen A. Frenz, and Jennifer J. Frenz.*

Present - Council Members Kevin Reich, Cam Gordon (in at 11:47 a.m.), Lisa Goodman (in at 11:48 a.m.), Elizabeth Glidden, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

Absent - Council Members Jacob Frey, Blong Yang, Abdi Warsame, Alondra Cano.

Also Present - Susan Segal, City Attorney; Joel Fussy, Assistant City Attorney; Noah Schuchman, Director of Regulatory Services; Casey Joe Carl, City Clerk; and Irene Kasper, City Clerk's Office.

Joel Fussy summarized the legal matter of *Wilmington Trust, N.A., as Trustee for the Registered Holders of WFRBS Commercial Mortgage Trust 2014-C20, Commercial Mortgage Pass-through Certificates, Series 2014-C20 vs. National Housing Fund, LLC, Stephen A. Frenz, and Jennifer J. Frenz* from 11:46 a.m. to 11:55 a.m.

At 11:55 a.m., on motion by Quincy, the meeting was opened.

COUNCIL ACTION 2017A-0524

Palmisano moved that the City Attorney be authorized to intervene in the matter of *Wilmington Trust, N.A., as Trustee for the Registered Holders of WFRBS Commercial Mortgage Trust 2014-C20, Commercial Mortgage Pass-through Certificates, Series 2014-C20 vs. National Housing Fund, LLC, Stephen A. Frenz,*

June 30, 2017

and Jennifer J. Frenz, Hennepin County District Court Case No. 27-CV-17-7811, and to make and pursue all filings and motions necessary to effectuate such intervention.

On roll call, the result was:

Ayes: Reich, Gordon, Goodman, Glidden, Bender, Quincy, A. Johnson, Palmisano, President Johnson (9)

Noes: (0)

Absent: Frey, Yang, Warsame, Cano (4)

The motion was adopted.

The adjourned session of the City Council meeting was tape recorded with the tape on file in the office of the City Clerk.

On motion by Palmisano, the meeting was adjourned.

Casey Joe Carl, City Clerk